

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

THE CITY OF NEW YORK,

Plaintiff,

-against-

MAGELLAN TECHNOLOGY, INC., ECTO WORLD,
LLC, d/b/a Demand Vape, MATTHEW J. GLAUSER,
DONALD HASHAGEN, MAHANT KRUPA 56 LLC
d/b/a Empire Vape Distributors, NIKUNJ PATEL,
DEVANG KOYA, STAR VAPE CORP., NABIL
HASSEN, DORBES LLC, d/b/a Hydevapeofficial.com,
CHRISTIAN A. SMITH,

Defendants.

Case No. 23-cv-5880-LLS-OTW

**NOTICE OF MOTION FOR RECONSIDERATION OF DEFENDANTS MAHANT
KRUPA 56 LLC, NIKUNJ PATEL & DEVANG KOYA'S MOTION TO DISMISS
PLAINTIFF'S PACT ACT CLAIM**

PLEASE TAKE NOTICE that the undersigned counsel for Defendants Mahant Krupa 56 LLC, Nikunj Patel and Devang Koya will move this Court at a date and time convenient to the Court for an Order granting their Motion for Reconsideration of the portion of the Court's Opinion & Order [ECF 103] denying Defendants' Motion to Dismiss Plaintiff's Amended Complaint [ECF No. 20] relating to Plaintiff's PACT Act claim, and for such other and further relief as the Court deems just and proper.

A supporting memorandum of law joining in the memorandum of law to be filed by the Magellan defendants is filed in conjunction herewith.

Dated: June 21, 2024

Respectfully submitted,

Moses & Singer LLP

By: /s/ Paul M. Eckles
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Devang Koya*

CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of June 2024, I caused the foregoing to be electronically filed with the Clerk via the Court's ECM/ECF system and thereby electronically served on all counsel of record.

/s/ Paul M. Eckles